

Prob 12B  
(7/93)FILED  
U.S. DISTRICT COURT  
CLERK'S OFFICE, NEBRASKA

## UNITED STATES DISTRICT COURT

for the

05CR14 ANH:23

District of Nebraska

OFFICE OF THE CLERK

**Request for Modifying the Conditions or Term of Supervision  
with Consent of the Offender**

(Probation Form 49, Waiver of Hearing is Attached)

**Name of Offender:**

Michael Munoz

**Docket Number:** 8:05CR310**Sentencing Judge:**The Honorable Joseph F. Bataillon  
Chief U.S. District Judge**Date of Original Sentence:**

January 18, 2006

**Original Offense:**Conspiracy to Forge Endorsements on United States Treasury  
Checks 18 U.S.C. 371**Original Sentence:**

6 months custody; 3 years supervised release

**Type of Supervision:**

Supervised release

**Date Supervision Commenced:**

January 18, 2006

**PETITIONING THE COURT** To extend the term of supervision for \_\_\_\_\_, for a total term of \_\_\_\_\_ To modify the conditions of supervision as follows:

**You shall participate in a residential drug treatment program approved by the U.S. Probation Officer for treatment of narcotic addiction or drug dependency, which may include counseling and testing, to determine if the defendant has reverted to the use of drugs, and you shall reside in the treatment program until discharged by the program director and Probation Officer.**

**CAUSE**

Mr. Munoz is currently being supervised by U.S. Probation Officer M. Nicole Nance from the Central District of California. Mr. Munoz recently admitted use of methamphetamine and has a significant history of substance abuse from the age of 15 until the time of his arrest for the instant offense. Mr. Munoz stated his drug abuse consisted of daily use of marijuana and methamphetamine, and he advised that he had been involved in drug trafficking. Mr. Munoz has

MUNOZ, Michael

**Request for Modifying the Conditions**

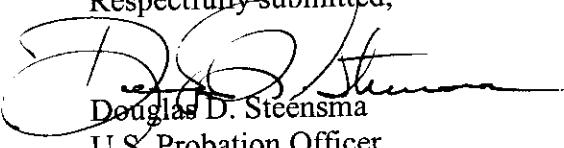
March 10, 2006

a family history of substance abuse. U.S. Probation Officer Nance believes that drug testing and residential substance abuse treatment will provide additional structure to keep Mr. Munoz in compliance with the court order. U.S. Probation Officer Nance has been in contact with the residential drug program Impact, located in Pasadena, California, and the defendant is currently going through the intake process. Until bed space is available at Impact, Mr. Munoz will be placed on their waiting list and participate in the Central District of California's drug aftercare program.

Respectfully submitted,

Reviewed by,

John A. Hill, Supervising  
U.S. Probation Officer

  
Douglas D. Steensma  
U.S. Probation Officer

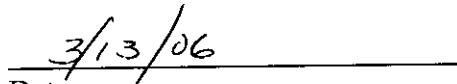
**THE COURT ORDERS**

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- No Action
- The Extension of Supervision as noted above
- The Modification of Conditions as noted above
- Other

  
Joseph F. Bataillon  
Chief U.S. District Judge

  
Date

3/13/06

PROB 49  
(3/89)

## United States District Court

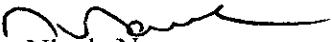
District Nebraska

### **Waiver of Hearing to Modify Conditions of Probation/Supervised Release or Extend Term of Supervision**

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:

3) You shall participate in a residential drug treatment program approved by the U.S. Probation Officer for treatment of narcotic addiction or drug dependency, which may include counseling and testing, to determine if the defendant has reverted to the use of drugs, and you shall reside in the treatment program until discharged by the program director and Probation Officer.

Witness \_\_\_\_\_  
  
Nicole Nance  
U.S. Probation Officer

Signed \_\_\_\_\_  
  
Michael Munoz  
Probationer or Supervised Releasee

1-30-06  
Date